

..Number

221953

..Version

ORIGINAL

..Reference

221295

..Sponsor

ALD. BAUMAN

..Title

An ordinance relating to containers used for solid waste disposal and storage of recyclable materials.

..Sections

79-5-7 rp

79-36 rp

..Analysis

This ordinance repeals redundant provisions in the Milwaukee Code of Ordinances concerning the storage locations of containers used for solid waste disposal and for recyclable materials.

..Body

Whereas, Common Council File Number 221295 clarifies where dumpsters may be located and requires consideration of dumpster location prior to building permit issuance; and

Whereas, By moving the dumpster location regulations to Chapter 295 (Zoning) of the Code of Ordinances, File Number 221295 allows the City to apply the “fully indoor location” requirement to downtown, which is necessary with limited space and buildings built out to the property line in many cases, while not applying it to properties in outlying areas, where large parking lots provide sufficient space for dumpsters; and

Whereas, Regulating dumpsters through zoning also provides the ability for appeals to go to Board of Zoning Appeals, since the Department of Public Works does not have a review board; now, therefore

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 79-5-7 of the code is repealed.

Part 2. Section 79-36 of the code is repealed.

LRB
APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

Attorney

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

..Requestor

..Drafter

Alex Highley

LRB178045-1

April 12, 2023